

**THE ATTACHED  
AMENDMENTS  
ARE TO BILLS  
THAT WILL  
BE  
HEARD ON  
HOUSE REGULAR  
CALENDAR  
TODAY  
MONDAY  
MARCH 9, 2020**

Amendment No. 1 to HB2363

Crawford  
Signature of Sponsor

**AMEND Senate Bill No. 2298**

**House Bill No. 2363\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-19-132, is amended by deleting the section in its entirety.

SECTION 2. Tennessee Code Annotated, Section 2-2-143, is amended by deleting the section in its entirety.

SECTION 3. Tennessee Code Annotated, Section 2-2-142, is amended by deleting current subsections (a), (b), (e), (f), and (g) in their entireties and adding the following subsections as designated:

(a) For the purposes of this section, the term "voter registration drive" means to collect voter registration applications from another person and submit the collected application to the county or state election commission for the purposes of registering that person to vote, but does not include state or county governmental entities operating in the course and scope of their official duties.

(b) The coordinator of elections shall offer free voluntary training to individuals or organizations who conduct voter registration drives. The training shall, at a minimum, summarize the laws and procedures regarding voter registration. A list of those individuals or organizations who complete the training may be published on the secretary of state's website or published by any other means deemed appropriate by the secretary of state.

(e) Any person or organization collecting a voter registration form submitted by an applicant during a voter registration drive shall, within fifteen (15) calendar days of

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receipt of the form, deliver or mail the form to the county election commission in which the applicant resides according to the address on the application or to the state election commission; provided, that if the date of the receipt of the form is within fifteen (15) calendar days of the voter registration deadline, the submitted forms must be delivered or mailed no later than the voter registration deadline. For the purposes of this subsection (e), a form shall be considered mailed on the date of the postmark stamped on the cover in which such document was mailed.

(f) Any person or organization other than a federal, state, or county governmental entity operating in the course and scope of its official duties who conducts a voter registration drive or operates an online voter registration platform is prohibited from copying, photographing, or in any way retaining, electronically or physically, personal identifying information collected on a voter registration application or entered into the online voter registration platform, including name, date and place of birth, residential address, mailing address, email, phone number, and signature for any purpose other than voter participation, voter engagement, or voter turnout unless the person or organization informs the applicant how the applicant's personal information will be used by the person or organization and the applicant expressly consents in writing or electronically. The social security number provided on the voter registration application or entered into the online voter registration platform is confidential and shall not be copied, photographed, or in any way retained, electronically or physically, by any person other than election officials in their official capacity.

(g)

(1) The state election commission may impose a maximum civil penalty up to fifty dollars (\$50.00) for each violation of subsection (c), (d), (e), or (f).

(2) For any violation or violations, the state election commission shall send, by return mail, receipt requested, an assessment letter to the person or organization in a form sufficient to advise the person or organization of the factual basis of the violation or violations, the total civil penalty, and the date a response to the letter must be filed. Refusal of or failure to timely claim an assessment letter sent by return mail, receipt requested, constitutes acceptance of the assessment letter for purposes of service.

(3) To request a waiver of reduction in or to in any way contest a penalty imposed by the state election commission, a person or organization shall file a petition with the state election commission. Such petition may be considered as commencing a contested case proceeding under the Uniform Administrative Procedures Act, pursuant to title 4, chapter 5.

(h) Any person or organization who provides or publishes erroneous or incorrect information regarding the qualifications to vote, the requirements to register to vote, whether an individual voter is currently registered to vote or eligible to register to vote, voter registration deadlines, or polling dates, times, and locations shall, upon discovery, immediately notify the appropriate county election commission and the coordinator of elections.

(i) The coordinator of elections and the state election commission are authorized to adopt policies or procedures and to promulgate rules and regulations to effectuate the provisions of this section.

SECTION 4. Tennessee Code Annotated, Section 2-2-137, is amended by adding the following subdivision to subsection (b):

(4) The cyber security practices in place to protect the integrity of the voter registration process.

SECTION 5. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act shall be severable.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. 1 to HB2364

Crawford  
Signature of Sponsor

**AMEND Senate Bill No. 2299**

**House Bill No. 2364\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 2, Chapter 19, Part 1 is amended by adding the following as a new section:

(a) A person commits an offense who, with intent to deceive or disseminate information that person knows to be incorrect, provides or publishes false or misleading information regarding the qualifications to vote, the requirements to register to vote, whether an individual voter is currently registered to vote or eligible to register to vote, voter registration deadlines, or polling dates, times, and locations.

(b) A violation of subsection (a) is a Class E felony.

SECTION 2. Tennessee Code Annotated, Section 2-19-118, is amended by deleting the section and substituting instead the following:

(a) A person commits an offense who, before, during, or after an election:

(1) Intentionally tampers, interferes, or attempts to interfere with the correct operation of, or damages in order to prevent the use of, a voting machine, electronic poll book, voting device, voting system, vote tabulating device, or ballot tally software program source codes;

(2) Intentionally tampers with, interferes with, attempts to interfere with, obtains unauthorized access to, or attempts to obtain unauthorized access to the official voter registration database, including, but not limited to, attempts to obtain plans, security codes, passwords, combinations, or computer programs used to protect electronic information and government property or information that would

Amendment No. 1 to HB2364

Crawford  
Signature of Sponsor

**AMEND Senate Bill No. 2299**

**House Bill No. 2364\***

identify those areas of structural or operational vulnerability that would permit unlawful disruption to, or interference with the official voter registration database;

(3) Knowingly and without authorization makes or has in the person's possession a key to a voting machine, voting system, tabulator, or ballot box that will be used in an election in this state;

(4) Intentionally substitutes or attempts to substitute forged or counterfeit election results; or

(5) Intentionally and without authorization, directly or indirectly, alters, damages, destroys, or attempts to alter, damage, or destroy or causes disruption to the proper operation of any election website maintained, hosted, or administered by a state or county governmental entity or a third party on behalf of or under contract with a state or county governmental entity.

(b) A violation of subsection (a) is a Class D felony.

SECTION 3. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act shall be severable.

SECTION 4. This act shall take effect upon becoming law, the public welfare requiring it.

**House Government Operations Committee 1**

**Amendment No. 1 to HB2224**

**Daniel  
Signature of Sponsor**

**AMEND Senate Bill No. 2155**

**House Bill No. 2224\***

by deleting the language "fiscal year" in the first sentence of section 68-212-118 in SECTION 3  
and substituting the language "calendar year".

**House Transportation Committee 1**

**Amendment No. 1 to HB1682**

**Howell**  
**Signature of Sponsor**

**AMEND Senate Bill No. 1734**

**House Bill No. 1682\***

by adding the following as new subsections (d) and (e) in SECTION 1:

(d) As used in this section, "change", with respect to the changing of public roads, does not include any proposed or actual reduction of the maximum gross weight limits of freight motor vehicles operating over public roads.

(e) Nothing in this section shall be construed to supersede § 55-7-205(a)(8). To the extent that this section is in conflict with § 55-7-205(a)(8), § 55-7-205(a)(8) controls.

House Naming, Designating, & Private Acts Committee 1

Amendment No. 1 to HB1695

Windle  
Signature of Sponsor

**AMEND Senate Bill No. 1645\***

**House Bill No. 1695**

by deleting "ten percent (10%)" wherever it appears in Section 2 and substituting instead "seven and one-half percent (7.5%)".

**AND FURTHER AMEND** by deleting Section 5 and substituting instead the following:

SECTION 5. All operators who lease, rent, or charge for any rooms or spaces in hotels within the county shall remit the tax collected from transients to the clerk not later than the twentieth day of each month for the preceding month. The operator is required to collect the tax from the transient at the time of the presentation of the invoice for the occupancy as may be the custom of the operator, and if credit is granted by the operator to the transient, then the obligation to the county shall be that of the operator.

**AND FURTHER AMEND** by deleting the following in subsection (a) of Section 10:

For the clerk's services in administering and enforcing the provisions of this act, the clerk shall be entitled to retain as a commission five percent (5%) of the taxes so collected.

**Amendment No. 1 to HJR0748**

**Van Huss  
Signature of Sponsor**

**AMEND**

**House Joint Resolution No. 748\***

by deleting all language after the caption and substituting the following:

WHEREAS, governments killed two hundred sixty-two million (262,000,000) of their own citizens during the twentieth century according to R.J. Rummel's book *Statistics of Democide*; and

WHEREAS, the defense of our God-given liberties rests on the ability of law-abiding citizens to stand against a tyrannical government; and

WHEREAS, the Second Amendment to the United States Constitution makes all states sanctuaries from federal infringement on citizens' right to keep and bear arms; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that we reaffirm Tennessee is a sanctuary for the right of law-abiding citizens to keep and bear arms.

BE IT FURTHER RESOLVED, that we extend a safe harbor to Virginians and other U.S. citizens whose constitutional rights are being violated by their elected officials.

BE IT FURTHER RESOLVED, that we avow Tennessee will not comply with extra-constitutional actions from any government or body that infringes on our citizens' right to keep and bear arms.

BE IT FURTHER RESOLVED, that we recognize Tennessee citizens, militia, military, and law enforcement have the responsibility to defend their liberties against enemies, both foreign and domestic.

**Amendment No. 1 to HJR0748**

**Van Huss**  
**Signature of Sponsor**

**AMEND**

**House Joint Resolution No. 748\***

BE IT FURTHER RESOLVED, that we recognize the primary purpose of the Second Amendment is to protect our freedoms. To do so, citizens must be able to keep and bear arms that are at least equal to those of their government's basic infantry unit. In the year 2020, we recognize that those include semi-automatic AR-15s, AK-47s, and similar firearms.

BE IT FURTHER RESOLVED, that we recognize members of our armed forces are people of honor who take an oath to uphold the Constitution of the United States, including our right to keep and bear arms, and we appreciate their service and sacrifice.

Amendment No. 1 to HB2854

Curcio  
Signature of Sponsor

**AMEND Senate Bill No. 2651**

**House Bill No. 2854\***

by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the consensus of the General Assembly that Tennessee Code Annotated, Section 28-3-110, was not at any time intended to require judgments or decrees in domestic relations matters issued by a court with domestic relations jurisdiction to be renewed; and

WHEREAS, it is the intent of the General Assembly that all judgments or decrees in a domestic relations matter issued by a court with domestic relations jurisdiction be enforceable and remain in effect from the date of entry until paid in full or otherwise discharged; and

WHEREAS, it is not the intent of the General Assembly to render any judgment or decree in a domestic relations matter issued by a court with domestic relations jurisdiction unenforceable by the passage of this act; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 28-3-110, is amended by adding the following language as a new subsection:

(e) Notwithstanding subsection (a), there is no time within which a judgment or decree in a domestic relations matter issued by a court with domestic relations jurisdiction pursuant to title 36 must be acted upon, unless otherwise specifically provided for under title 36.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**Amendment No. 1 to HB1554**

**White  
Signature of Sponsor**

**AMEND Senate Bill No. 1565**

**House Bill No. 1554\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-6013, is amended by deleting the section and substituting instead the following:

(a) Tennessee comprehensive assessment program (TCAP) tests administered in the 2019-2020 school year must be administered in a paper format.

(b)

(1) Before TCAP tests are administered in the 2020-2021 school year, each LEA shall participate in an online verification test conducted by the department of education. The commissioner of education may, based on the results of the online verification test, authorize end-of-course examinations to be administered in a computerized format in the 2020-2021 school year.

(2) All TCAP tests, other than end-of-course assessments, must be administered in a paper format in the 2020-2021 school year, regardless of the results of the online verification test conducted pursuant to subdivision (b)(1).

(c) After the online verification test required under subsection (b) is conducted by the department, but before TCAP tests are administered in the 2021-2022 school year, each LEA shall participate in an online verification test conducted by the department. The commissioner may, based on the results of the online verification test required under this subsection (c), authorize TCAP tests to be administered in a computerized format in the 2021-2022 school year and in subsequent school years.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**House Agriculture and Natural Resources Committee 1**

**Amendment No. 1 to HB1965**

**Halford**

**Signature of Sponsor**

**AMEND Senate Bill No. 1911\***

**House Bill No. 1965**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 69-3-108, is amended by adding the following as a new subsection:

Watershed activities conducted in accordance with a site-specific design developed through full application of the Natural Resource Conservation Service (NRCS) Conservation Practice Standard 580 (Tennessee) and NRCS Engineering Field Handbook, Chapter 16 Streambank and Shoreline Protection, and subject to NRCS oversight as a federal action, do not result in pollution and do not require compensatory mitigation. Such watershed activities shall be regulated under a general permit for aquatic alterations pursuant to subsection (l). The commissioner shall draft an initial general permit authorizing such watershed activities, conduct public notice in accordance with the board's rules, and issue the initial general permit no later than December 31, 2020. Thereafter, the commissioner shall ensure timely renewal of the general permit.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. 1 to HB1684

Howell  
Signature of Sponsor

**AMEND Senate Bill No. 1597\***

**House Bill No. 1684**

by deleting the language "salvage pool operator" wherever it appears in subdivision (d)(1) of SECTION 1 and substituting instead the language "salvage pool operator or an automotive dismantler and recycler".

**AND FURTHER AMEND** by deleting SECTION 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 55-3-201, is amended by adding the following as new, appropriately designated subdivisions:

( ) "Automotive dismantler and recycler" means a person who engages in the business of acquiring salvage vehicles for the purpose of recovering parts for resale;

( ) "Salvage pool operator" means a person who engages in the business of selling salvage vehicles at auction, including wholesale auction, or otherwise.

Amendment No. 1 to HB1838

Hill T  
Signature of Sponsor

**AMEND Senate Bill No. 1934**

**House Bill No. 1838\***

by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following as a new part:

**7-51-2101. Part definitions.**

As used in this part:

(1) "Policy" means an ordinance, resolution, regulation, code, or any other requirement imposed by a political subdivision of this state; and

(2) "Political subdivision" means a municipality; public corporation; body politic; authority; district; metropolitan government; county; agency, department, or board of the aforementioned entities; or any other form of local government.

**7-51-2102. Prohibited policies.**

(a) A political subdivision of this state shall not adopt a policy that prohibits, or has the effect of prohibiting, the connection or reconnection of a utility service based upon the type or source of energy to be delivered to an individual customer.

(b) This section does not limit the ability of a political subdivision:

(1) To choose utility services for properties owned by the political subdivision; or

(2) To comply with the terms and conditions of a contract between the political subdivision and the Tennessee valley authority.

**7-51-2103. Conflict with federal law.**

Amendment No. 1 to HB1838

Hill T  
Signature of Sponsor

AMEND Senate Bill No. 1934

House Bill No. 1838\*

If this part conflicts with federal law requirements pertaining to the connection or reconnection of a utility service based upon the type or source of energy to be delivered to an individual customer, then the federal law controls.

SECTION 2. The headings to sections in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.